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EW-10-376-8P

P-3627-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: DR. MICHAEL N. BERKE
FOR: SELF-ADMINISTERED BACK MASSAGE
SERIAL NO.: 09/609,166
FILED: JULY 3, 2000
EXAMINER: JUSTINE YU

REPLY

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

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OCT 16 2001
TC 3700 MAIL ROOM

This is in Reply to the Advisory Opinion of 09/27/01 refusing entry of claim 1 as amended by applicant's Reply of September 17, 2001 but acknowledging that said reply with said amended claim 1 "has overcome the ... 35 USC 112(2) rejection."

In the final rejection of 08/31/01, the 35 USC 112(2) rejection was that:

In section (B), it is not understood what is meant by the term "one said side along a wall". In addition, it is not clear which part performing the function of "normally serving as a stop for a pivotal transverse of a door".

In response thereto, claim 1 in the Reply of September 17, 2001 was amended as

follows:

-- [B]C. positioning said massaging device in a transverse relation to a vertically oriented rectangular strip disposed flat against [one] said one side [along a] wall of said door frame and having projected in said positioning recess a vertical strip normally serving as a stop for a pivotal transverse of a door mounted in said doorway opening plane; --